THE SALT LAKE COUNTY COUNCIL, STATE OF UTAH, MET ON TUESDAY, NOVEMBER 3, 2015, PURSUANT TO ADJOURNMENT ON TUESDAY, OCTOBER 27, 2015, AT THE HOUR OF 4:02:19 PM, AT THE SALT LAKE COUNTY GOVERNMENT CENTER, 2001 SO. STATE STREET, ROOM N1-110, SALT LAKE CITY, UTAH.

COUNCIL MEMBERS

PRESENT: JENNIFER WILSON

JIM BRADLEY

ARLYN BRADSHAW

AIMEE WINDER NEWTON

MAX BURDICK

RICHARD SNELGROVE, Chair

COUNCIL MEMBERS

EXCUSED: MICHAEL JENSEN

SAM GRANATO STEVEN DEBRY

OTHERS IN ATTENDANCE: BEN MCADAMS, MAYOR

By: LORI BAYS, DEPUTY MAYOR SIM GILL, DISTRICT ATTORNEY

JASON ROSE, LEGAL COUNSEL, COUNCIL OFFICE

SHERRIE SWENSEN, COUNTY CLERK

By: NICHOLE WATT & LINDA DUFFY, DEPUTY CLERKS

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Council Member Snelgrove, Chair, presided.

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Mr. Ryan Perry, Senior Policy Advisor, Council Office, led the Pledge of Allegiance to the Flag of the United States of America.

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Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the minutes of the Salt Lake County Council public hearing held on Tuesday, October 20, 2015, and the minutes of the Salt Lake County Council meeting held on Tuesday, October 27, 2015. The motion passed unanimously, showing that all Council Members present voted "Aye."

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Ms. Polly Hart, Millcreek Friends Interested in Dogs and Open Spaces (FIDOS), spoke under "Citizen Public Input" regarding the closure of the upper road of Millcreek Canyon.

DATE: November 3, 2015

She stated the U.S. Forest Service has once again put up a sign indicating that dogs must be on a leash every day. This is contrary to County ordinance. She asked that the Forest Service be reminded to take down the sign.

Council Member Bradshaw stated the same scenario keeps playing out each year. He assumed the Forest Service did not update its own checklist when closing the upper canyon road. He will look into the matter.

Ms. Marie Taylor spoke under "Citizen Public Input" regarding the recently approved Mountainous Planning District and Foothill Canyons Overlay Zone (FCOZ) revisions. She did not think there was such a thing as an avalanche expert and that part of the zoning should be changed.

Council Member Bradshaw stated it will be some time before FCOZ revisions come before the Council, but Ms. Taylor's comments were critical to the Blue Ribbon Commission reviewing the ordinances.

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Mr. John Bergen, Facilities Management Division, submitted a letter recommending approval of the following RESOLUTION authorizing execution of an INTERLOCAL AGREEMENT between Salt Lake County for its Sheriff's Office and the **Unified Fire Authority** – Renovation of the Emergency Operations Center Lobby. Salt Lake County will expend \$48,000 towards the design and construction of renovations to the Emergency Operations Center located at 3380 South 900 West in Salt Lake City. The Unified Fire Authority will transfer \$65,000 to the County to help with the cost of this renovation.

RESOLUTION NO. 5013

A RESOLUTION OF THE COUNTY COUNCIL OF SALT LAKE COUNTY APPROVING AND AUTHORIZING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE COUNTY AND THE UNIFIED FIRE AUTHORITY FOR A CONTRIBUTION OF FUNDS BY THE UNIFIED FIRE AUTHORITY TO BE USED FOR THE RENOVATION OF THE EMERGENCY OPERATIONS CENTER LOBBY.

RECITALS

A. Salt Lake County (the "County) and the Unified Fire Authority (the "UFA") are public agencies as defined under the Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 to -503 (the "Interlocal Act"), which Interlocal Act provides that any two or more public agencies may enter into an agreement with one another for joint or cooperative action; and

- B. The County owns certain improved real property, located at 3380 S 900 W, Salt Lake City, Utah, 84119, known as the Emergency Operations Center (the "EOC"); and
- C. The County intends to renovate the lobby of the EOC (the "Project"); and
- D. The County has budgeted \$48,000.00 for the design and construction of the Project; and
- E. The UFA intends to transfer up to \$65,000.00 to the County as may be necessary to complete the Project; and
- F. The County and the UFA now desire to enter into the Interlocal Cooperation Agreement attached hereto as ATTACHMENT A (the "Agreement") wherein the County agrees to use the County budgeted funds to complete the Project, supplemented by the UFA funds as outlined in the Agreement, and the UFA agrees to transfer \$65,000.00 to the County for the County's use in completing the Project.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED by the County Council as follows:

- 1. The County Council hereby approves the attached Interlocal Cooperation Agreement between the County and the UFA, in substantially the form attached hereto as ATTACHMENT A, and authorizes the Salt Lake County Mayor to execute the same.
- 2. The Interlocal Cooperation Agreement shall become effective upon execution by both Parties and upon filing with the keeper of records of each Party as provided by Section 11-13-209 of the Interlocal Act.

APPROVED and ADOPTED this 3rd day of November, 2015.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By <u>/s/ RICHARD SNELGROVE</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Ms. Antigone Carlson, Contracts Administrator, Contracts & Procurement Division, submitted a letter recommending approval of the following RESOLUTION authorizing execution of an INTERLOCAL AGREEMENT between Salt Lake County and **Riverton City** – Transfer of Excise Tax Revenue. Salt Lake County will transfer \$58,000 of Excise Tax Revenue to Riverton City to pay for certain highway construction, reconstruction, and maintenance projects on 2700 West from 11800 South to Bangerter Highway.

RESOLUTION NO. 5014

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT WITH RIVERTON CITY TO PROVIDE FOR \$58,000 OF EXCISE TAX REVENUE TO BE TRANSFERRED TO THE CITY TO PAY FOR A HIGHWAY CONSTRUCTION, RECONSTRUCTION OR MAINTENANCE PROJECT.

WITNESSETH

WHEREAS, pursuant to Section 41-1a-1222, Utah Code Ann., Salt Lake County has imposed a local option highway construction and transportation corridor preservation fee on each motor vehicle registration within the County; and

WHEREAS, fifty-percent of the revenue generated by said fee is deposited into the County of the First Class State Highway Projects Fund pursuant to Section 72-2-121, Utah Code Ann.; and

WHEREAS, during the 2013 General Session, the State legislature amended Section 72-2-121, Utah Code Ann., to provide a portion of the revenue in the County of the First Class State Highway Projects Fund be transferred to the legislative body of Salt Lake County to be used for certain purposes; and

WHEREAS, Salt Lake County desires to use the revenue to further regional development by financing all or a portion of the costs of certain highway construction, reconstruction and maintenance projects throughout the County in accordance with applicable law; and

WHEREAS, Salt Lake County and Riverton City desire to enter into an interlocal agreement to provide for \$58,000 of the revenue to be transferred to the City to pay for a highway construction, reconstruction, or maintenance project.

RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED by the County Council of Salt Lake County that the attached Interlocal Cooperation Agreement is approved; and the Mayor is authorized to execute said agreement, a copy of which is attached as Exhibit 1 and by this reference made a part of this Resolution.

APPROVED and ADOPTED this 3^{rd} day of November, 2015.

SALT LAKE COUNTY COUNCIL

DATE: November 3, 2015

ATTEST (SEAL)

By <u>/s/ RICHARD SNELGROVE</u> Chair

By /s/ SHERRIE SWENSEN County Clerk

Mr. Lee Colvin, Manager, Real Estate Section, submitted a letter recommending approval of the following RESOLUTION declaring property located at 10058 South McNaughton Circle, South Jordan (Parcel No. 27-07-477-067) as surplus, and authorizing its sale to the adjacent property owner **Daniel Brown** for \$3,350.

RESOLUTION NO. 5015

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL DECLARING SURPLUS REAL PROPERTY AND APPROVING THE CONVEYANCE OF THE SAME BY QUIT-CLAIM DEED TO DANIEL BROWN.

DATE: November 3, 2015

RECITALS

- 1. Salt Lake County owns a parcel of real property, Parcel No. 27-07-477-067, located at approximately 10058 South McNaughton Circle, South Jordan, Utah (the "Property"), which was acquired by Tax Deed in 2006 and which is not in public use by the County.
- 2. The Property is a small .02 acre parcel adjacent to property currently owned by Daniel Brown.
- 3. Mr. Brown has offered in writing to purchase the Property for its fair market value as established and approved by the County Real Estate Section.
- 4. The County has no need for the Property and has determined that the Property's appraised value is \$3,350.00. Proceeds from the sale of the Property will be distributed in accordance with Section 59-2-1351.5 of the Utah Code.
- 5. It has been determined that the best interest of the County and the general public will be served by the sale and conveyance of the Property to Mr. Brown for its fair market value. The sale and conveyance will be in compliance with all applicable state statutes and county ordinances.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that the Property described in the Quit-Claim Deed attached hereto as Exhibit A, be and the same is hereby declared surplus property.

IT IS FURTHER RESOLVED by the Salt Lake County Council that the sale and conveyance of the Property by quit-claim deed to Mr. Brown for the agreed current fair market value of Three Thousand Three Hundred Fifty Dollars (\$3,350.00) is hereby approved; and the Mayor and County Clerk are hereby authorized to execute the Quit-Claim Deed, attached hereto as Exhibit A and by this reference made a part of this Resolution, and to deliver the fully

DATE TUESDAY NOVEMBER 3. 2015

executed document to the County Real Estate Section for delivery to Mr. Brown upon payment of the agreed upon purchase amount.

APPROVED and ADOPTED this 3rd day of November, 2015.

SALT LAKE COUNTY COUNCIL

ATTEST (SEAL)

By <u>/s/ RICHARD SNELGROVE</u> Chair

By <u>/s/ SHERRIE SWENSEN</u> County Clerk

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Bradley, moved to approve the resolutions and forward them to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Wilson and Snelgrove were absent for the vote.] The Council motion passed unanimously, authorizing the Chair to execute the resolutions and directing the County Clerk to attest his signature, showing that all Council Members present voted "Aye."



Mr. Kevin Jacobs, County Assessor, submitted letters recommending that refunds in the amounts indicated be issued to the following taxpayers for overpayment of vehicle taxes:

<u>Taxpayer</u>	<u>Year</u>	Refund
Ronald J. Tucker	2014 2015	\$ 50.00 \$ 50.00
Roger Wadley	2014	\$150.00
Darin Bradshaw	2015	\$ 45.00
Charles P. Crapo	2015	\$ 13.00
Russell Faust	2015	\$ 45.00
Howard Stevenson	2015	\$153.00
Linda M. Wilde	2015 2015	\$ 53.00 \$ 53.00
Etienne Carigan	2015	\$ 50.00
Linda G. Hardman	2015	\$110.00

Aggie Ypina 2015 \$ 50.00

Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted a letter recommending approval of a sliding scale for use in administering indigent and hardship tax relief for the 2016 tax year. The scale uses the same guidelines as the Utah State Circuit Breaker program.

Mr. Scott Tingley, County Auditor, submitted a letter recommending correction of the 2015 Assessment Rolls for State Assessed properties (A & B Books) on the following **Nathan Fausett** properties, pursuant to an order by the Utah State Tax Commission. The taxes have not yet been paid. Therefore, he also recommended adjustment of the penalties and interest accordingly:

Parcel No.	<u>Reduction</u>
91358930000114	\$ 1,321.06 to \$ 1,196.71
91358930001300	\$ 4,904.51 to \$ 4,442.90
91358930001400	\$ 998.96 to \$ 904.95
91358930001401	\$ 769.54 to \$ 697.12
91358930001402	\$ 52.84 to \$ 47.86
91358930001501	\$ 252.16 to \$ 228.43
91358930001600	\$ 1,709.12 to \$ 1,548.28
91358930002100	\$ 3,043.52 to \$ 2,757.06
91358930002107	\$ 1,131.63 to \$ 1,025.13
91358930002109	\$ 70.07 to \$ 63.47
91358930003000	\$25,007.33 to \$22,653.67
91358930003500	\$ 2,231.31 to \$ 2,021.32
91358930003503	\$ 141.05 to \$ 127.78
91358930003506	\$ 128.99 to \$ 116.84
91358930003600	\$ 137.27 to \$ 124.36
91358930003604	\$ 95.87 to \$ 86.84
91358930003605	\$ 164.79 to \$ 149.28
91358930003905	\$ 573.78 to \$ 519.77
91358930004500	\$ 1,837.89 to \$ 1,664.91
91358930005100	\$ 789.78 to \$ 715.44
91358930005500	\$ 3,411.92 to \$ 3,090.79
91358930005503	\$ 1,969.95 to \$ 1,784.56
91358930005600	\$ 1,441.39 to \$ 1,305.74

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the recommendations. The motion passed unanimously, authorizing the County Treasurer to effect the same, showing that all Council Members present voted "Aye."

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Ms. Liz Fehrmann, Chair, Property Tax Committee, submitted letters recommending discontinuation of tax deferrals previously granted to the following taxpayers. She also recommended that the property be certified to the 2016 May Tax Sale:

 Taxpayer
 Parcel No.

 Yvonne Sucese
 16-19-376-024

 Heather Lowe
 20-13-208-007

 Kenn Sturzenegger
 15-10-280-005

Council Member Bradshaw, seconded by Council Member Burdick, moved to approve the recommendations. The motion passed unanimously, authorizing the County Treasurer and County Auditor to certify the properties to the 2016 May Tax Sale, showing that all Council Members present voted "Aye."

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Mr. Kelly Wright, Deputy District Attorney, introduced an ordinance conforming the date of the Mayor's budget message with the requirements of State statutes and rescinding the requirement that the amount budgeted for the Capital Improvements Fund may not be decreased from the prior year. (Final adoption of this ordinance will be considered at the Tuesday, November 10, 2015, Council meeting).

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Jensen, seconded by Council Member Newton, moved to approve the ordinance and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Member Wilson was absent for the vote.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."

Mr. Neil R. Sarin, Deputy District Attorney, introduced an ordinance regarding the creation of a Request for Applications process. (Final adoption of this ordinance will be considered at the Tuesday, November 10, 2015, Council meeting).

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Jensen, seconded by Council Member Bradley, moved to approve the ordinance and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council

Members Wilson and Snelgrove were absent for the vote.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."

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Mr. K. Wayne Cushing, County Treasurer, submitted a letter requesting that six uncollectible returned checks totaling \$269.00, and uncollectible retuned check fees and charges totaling \$240.00 be purged from the records, and the items and related files transmitted to archives for destruction.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Bradley, moved to approve the request and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Wilson and Snelgrove were absent for the vote.] The Council motion passed unanimously, authorizing the County Treasurer to effect the same, showing that all Council Members present voted "Aye."

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Ms. Kimberly Barnett, Associate Deputy Mayor, submitted a letter recommending approval of the request of four community councils of Millcreek Township for \$8,000 from Community Preservation funds designated for education purposes. The intent is to prepare and distribute a newsletter designed to inform residents of next-steps after the election has concluded. The newsletter will provide information to help residents understand who will be providing municipal services and how the transition into a new form of government will take place.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Bradley, moved to approve the request and forward it to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Wilson and Snelgrove were absent for the vote.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."

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Ms. Kimberly Barnett, Associate Deputy Mayor, submitted a letter recommending approval of the Mayor's amended Community Preservation districting process.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Bradshaw, seconded by Council Member Newton, moved to approve the request and forward it to the 4:00

p.m. Council meeting for formal consideration. The motion passed unanimously. Council Members Wilson and Jensen were absent for the vote.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."



The Council met in closed session during the Committee of the Whole meeting to discuss a litigation matter.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken during the closed session of the Committee of the Whole. The Council motion passed unanimously, showing that all Council Members present voted "Aye."



The Council met in closed session during the Committee of the Whole meeting to discuss the character or competency of an individual.

Council Member Bradshaw, seconded by Council Member Burdick, moved to ratify the vote taken in the Committee of the Whole meeting. [Council Member Jensen, seconded by Council Member Burdick, moved to extend the Acting In period consistent with discussions held during the closed session, and forward the matter to the 4:00 p.m. Council meeting for formal consideration. The motion passed unanimously.] The Council motion passed unanimously, showing that all Council Members present voted "Aye."



THERE BEING NO FURTHER BUSINESS to come before the Council at this time, the meeting was adjourned at 4:07:37 PM until Tuesday, November 10, 2015, at 4:00 p.m.

SHERRIE SWENSEN, COUNTY CLERK

By		
•	Deputy Clerk	

CHAIR, SALT LAKE COUNTY COUNCIL

